

12-20-01

A

12/13/01  
J1135 U.S. PTO

Practitioner's Docket No. 7163-34

PATENT

Preliminary Classification:  
Proposed Class:  
Subclass:

JC996 U.S. PTO  
10/021899  
12/13/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box Patent Application  
Assistant Commissioner for Patents  
Washington, D.C. 20231

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): Prof. Dr. Max Schaldach; Prof. De. Klaus-Peter Schmitz; Dr. Jens Gobrecht; Alexander Rzany; Prof. Dr. Detlef Berhrend

For (title): METHOD OF APPLYING A MARKER ELEMENT TO AN IMPLANT AND AN IMPLANT PROVIDED WITH A MARKER ELEMENT

1. Type of Application

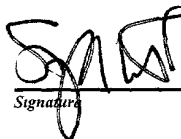
This transmittal is for an original (nonprovisional) application.

**CERTIFICATION UNDER 37 C.F.R. § 1.8(a) and 1.10\***  
(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional)

I hereby certify that, on the date shown below, this correspondence is being:

- ☒ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner of Patents, Washington D.C. 20231  
☐ with sufficient postage as first class mail  
☐ facsimile transmitted to the Patent and Trademark Office, 703 \_\_\_\_\_
- MAILING  
37 CFR 1.8(a)  
37 CFR 1.10  
as "Express Mail Post Office to Addressee" Mailing Label  
No. EL 82934094US
- TRANSMISSION

Date: 13 Dec. 2001



Signature

Stephen L. Grant

Type or print name of person certifying

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

10064596.8

**2. Papers Enclosed**

**A.** Required for filing date under 37 C.F.R. 1.53(b) (Regular) or 37 C.F.R. 1.153 (Design)  
Application

15 Page(s) of Specification  
3 Page(s) of Claims  
6 Sheet(s) of Drawing(s)--Formal

**B.** Other Papers Enclosed

5 Page(s) of declaration and power of attorney  
1 Page(s) of abstract  
2 Page(s) of blank assignment

**3. Declaration or Oath**

Enclosed but not executed.

**4. Inventorship Statement**

The inventorship for all the claims in this application is the same.

**5. Language**

English

**6. Assignment**

An assignment of the invention to Biotronik Mess- und Therapiegeraete GmbH & Co will follow.

**7. Certified Copy**

Certified copy of application:

<u>Country</u>	<u>Application Number</u>	<u>Filed</u>
Germany	100 64 596.8	12/18/2000

from which priority is claimed will follow.

8. **Fee Calculation (37 C.F.R. Section 1.16)**

Regular Application

CLAIMS AS FILED					
Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 CFR 1.16(a) \$740.00
Total Claims (37 CFR 1.16(c))	15	- 20 =	0 x	\$18.00	\$0.00
Independent Claims (37 CFR 1.16(b))	1	- 3 =	0 x	\$84.00	\$0.00
Multiple Dependent Claim(s), if any (37 CFR 1.16(d))			+	\$280.00	\$0.00
Filing Fee Calculation					\$740.00

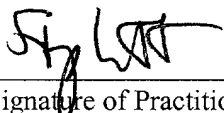
9. **Fee Payment Being Made at This Time**

Not Enclosed

No filing fee is to be paid at this time.

Date: 13 Dec. 2001

Reg. No.: 33,390  
Tel. No.: 330-864-5550  
Customer No.: 021324

  
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Signature of Practitioner  
Stephen L. Grant  
Hahn Loeser + Parks LLP  
Twin Oaks Estate  
1225 West Market Street  
Akron, OH 44313-7188